

To the Honorable Council
City of Norfolk, Virginia

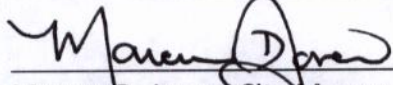
May 12, 2015

From: Bernard A. Pishko, City Attorney

Subject: Amendment to Lease
Agreement – D'Egg

Reviewed: 
Ronald H. Williams, Jr., Deputy City Manager

Ward/Superward: Ward 2

Approved: 
Marcus D. Jones, City Manager

Item Number: **R-11**

I. **Recommendation:** Adopt Ordinance

II. **Applicant:** Phillip Decker
Philly D, LLC
204 Main Street, Norfolk, Virginia 23510

III. **Description**
This agenda item is an amendment to an existing lease agreement whereby Philly D, LLC (D'Egg), as lessee, will be provided relief and rebate of rent due to construction impacting business operations.

IV. **Analysis**
An amendment to a lease agreement with Philly D, LLC for 204 Main Street was approved on February 11, 2014 that extended its lease for an additional 5-year term.

V. **Financial Impact**
The financial impact will be determined by total time of construction interference. Monthly rent for this lease is \$4,466.91.

VI. **Environmental**
N/A

VII. **Community Outreach/Notification**
Public notification for this agenda item was conducted through the City of Norfolk's agenda notification process.

VIII. Board/Commission Action

N/A

IX. Coordination/Outreach

This agenda item has been coordinated with City Attorney's Office.

Form and Correctness Approved: 

By 
Office of the City Attorney

NORFOLK, VIRGINIA

Contents Approved:

By 
DEPT.

ORDINANCE No.

AN ORDINANCE APPROVING AN AMENDMENT TO THE LEASE AGREEMENT WITH PHILLY D, LLC, FOR 204 MAIN STREET, A PROPERTY IN THE CITY OF NORFOLK, SO AS TO PROVIDE RELIEF AND REBATE OF RENT DUE TO CONSTRUCTION AND FAÇADE REHABILITATION INTERFERING WITH LESSEE'S COURSE OF BUSINESS.

- - -

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That the City Manager is authorized to negotiate and execute an amendment to the lease agreement with Philly D, LLC, the lessee of City-owned property at 204 Main Street, in form approved by the City Attorney, so as to provide relief and rebate of rent because of the interference of construction and facade rehabilitation with lessee's course of business.

Section 2:- That this ordinance shall be in effect from the date of its adoption.